

ORIGINAL

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May 8, 1998

Magalie Roman Salas, Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

-- BY HAND --

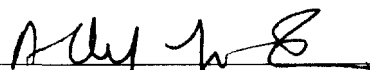
Re: Petition for Rule Making -- New FM  
Windy Valley Broadcasting  
Channel 290C, Shoshoni, Wyoming

Dear Ms. Salas:

Please find a Petition for Rule Making seeking the allocation of Channel 290C to Shoshoni, Wyoming.

Respectfully submitted,

**WINDY VALLEY BROADCASTING**

By   
A. Wray Fitch III

cc: Victor A. Michael, Jr.

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**FEDERAL COMMUNICATIONS COMMISSION**  
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In the matter of:

Amendment of Section 73.202 (b)

Table of Allotments

FM Broadcast Stations

(Shoshoni, Wyoming)

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)  
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)  
)  
)

RM-\_\_\_\_\_

**PETITION FOR RULE MAKING**

In this petition, Windy Valley Broadcasting is hereby requesting to allot channel 290C (105.9 Mhz) to Shoshoni, Wyoming as its first local FM allotment.

**INTRODUCTION**

1. This statement is a petition for rule making to allot FM channel 290C (105.9 Mhz) to Shoshoni and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 290C to Shoshoni will have.

**DISCUSSION**

2. Shoshoni is located in central Wyoming. It is also located within Fremont County, a county of some 33,662 persons. Shoshoni has a population of 497 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 290C to Shoshoni will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Shoshoni is located at Thermopolis, Wyoming. Thermopolis is located 47 kilometers from Shoshoni.

It is obvious that from the above spacing that Shoshoni is presently without local FM service.

4. Shoshoni would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 47 Kilometers of Shoshoni. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Shoshoni area of emergency conditions caused by severe weather or other health hazards.

5. Channel 290C can be allotted to Shoshoni and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Shoshoni, Wyoming	-----	290C

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 290C and the pertinent adjacent channels to 290C have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study ( N 43 - 14' - 08", W. 108 - 06' - 36") are that of a site located within the community of Shoshoni. No site restriction will be required to allot channel 290C to Shoshoni. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Shoshoni. These sites would also provide full minimum spacing requirements to other allotments.

### **CONCLUSION**

7. It has been shown that Shoshoni would benefit from the allotment of channel 290C. It has also been shown that channel 290C can be allotted to Shoshoni and meet all rules regarding spacing from other stations. Considering these two facts, Windy Valley Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 290C for Shoshoni, Wyoming , 73.202.

8. Should channel 290C be allotted to Shoshoni, I certify that I will file an application for a Construction Permit to operate an FM station for Shoshoni, Wyoming.

## **CERTIFICATION**

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: May 6, 1998

Respectfully submitted,



Victor A. Michael Jr.  
President  
Windy Valley Broadcasting  
7901 Stoneridge Drive  
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 290C (105.9 MHz), at N. 43 14 6, W. 108 6 36.

Searching Channel 290C (105.9 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
K237CP	Lander	WY	237	D	L	68.4	0.0	227.3°	68.4
ALC	Diamondville	WY	287	C2	U	257.0	105.0	231.0°	152.0
NEW	Diamondville	WY	287	C2	C	255.9	105.0	231.4°	150.9
NEW	Diamondville	WY	287	C2	C	255.9	105.0	231.4°	150.9
ALC	Mills	WY	288	A	V	148.6	94.0	107.2°	54.6
K288EG	Worland	WY	288	D	L	89.7	0.0	7.6°	89.7
ALC	Vernal	UT	290	C3	U	336.7	237.0	201.5°	99.7
KLCYFM	Vernal	UT	290	A	L	336.7	222.0	201.5°	114.7
ALC	Evanston	WY	291	C3	U	311.3	176.0	227.8°	135.3
KOTB	Evanston	WY	291	C3	L	311.3	176.0	227.8°	135.3
KOTB	Evanston	WY	291	C3	L	311.3	176.0	227.8°	135.3
K292BA	Dubois	WY	292	D	L	128.0	0.0	282.9°	128.0

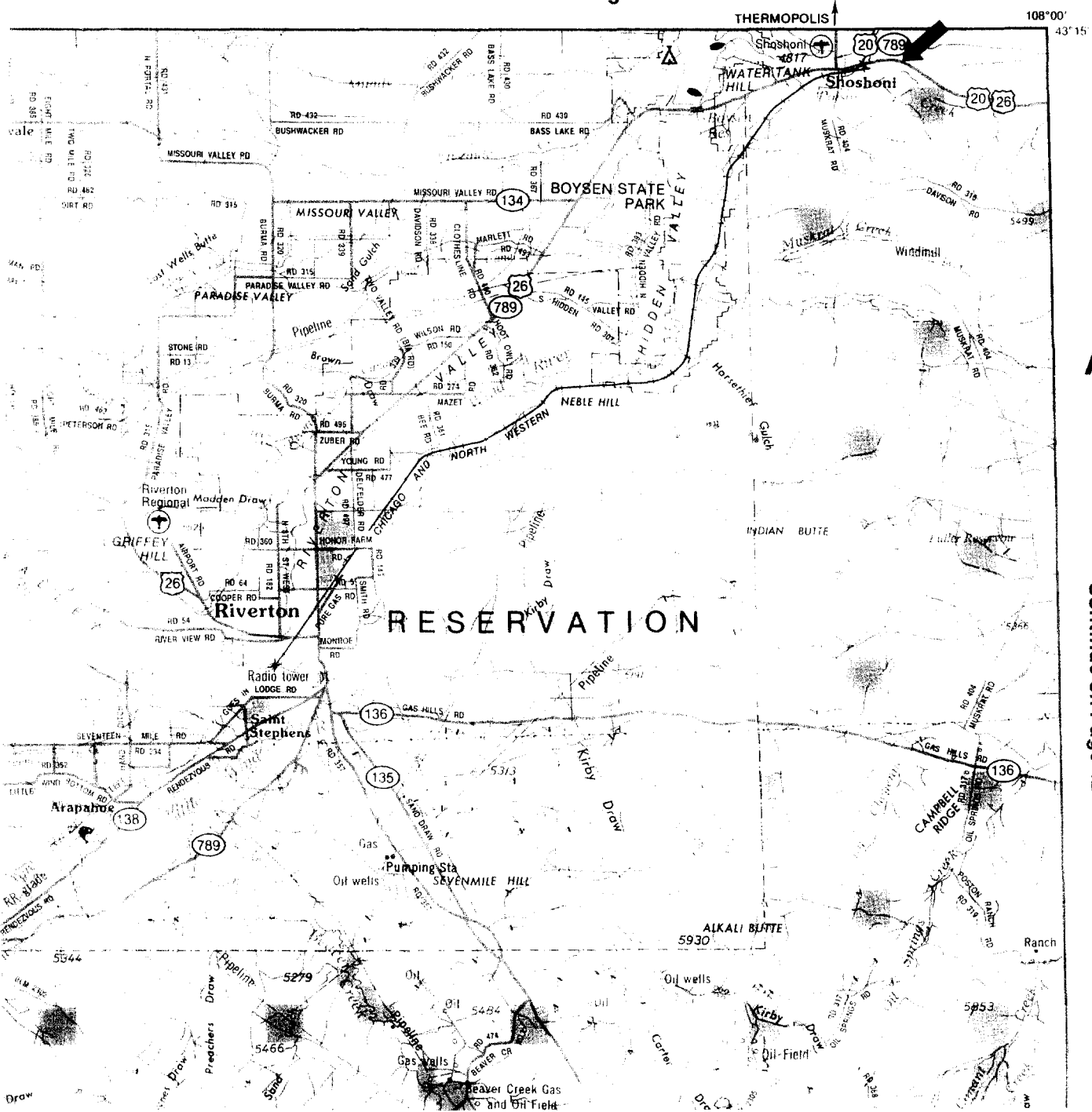
FIGURE 1

WINDY VALLEY BROADCASTING  
CHANNEL STUDY (CH. 290C)  
SHOSHONI, WYOMING

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